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6   ABERCROMBIE & FITCH and MELISSA
    BASFIELD
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8   UNITED STATES DISTRICT COURT

9   NORTHERN DISTRICT OF CALIFORNIA

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11 KRISTINA ENNIX SLAUGHTER and   CASE NO. C08-01552-PJH
    MITCHELL SLAUGHTER,
12   **[PROPOSED] ORDER GRANTING MOTION
              Plaintiffs,   TO DISMISS BY DEFENDANTS
13   ABERCROMBIE & FITCH AND MELISSA
    v.   BASFIELD**
14
    CITY OF EMERYVILLE, EMERYVILLE   DATE: June 4, 2008
15 POLICE DEPARTMENT, E. WHITE   TIME: 9:00 a.m.
    (#307) and S. ANDRETICH (#339),   COURTROOM: 3, 17th Floor
16 individually and in their official capacities;   JUDGE: Hon. Phyllis J. Hamilton
    VICTORIA'S SECRET, CLAUDIA
17 SOTO, ABERCROMBIE & FITCH, and
    MELISSA BASFIELD,
18
              Defendants.
19

20   The motion by defendants ABERCROMBIE & FITCH and MELISSA BASFIELD

21 ("Defendants") for an order dismissing the complaint against them without leave to amend

22 pursuant to Federal Rule of Civil Procedure 12(b)(6) came on regularly for hearing before this

23 Court on June 4, 2008, the Honorable Phyllis J. Hamilton presiding. Plaintiffs appeared by

24 counsel Jivaka Candappa of the Law Office of Jivaka Candappa. Defendants appeared by

25 counsel James A. Lassart of Ropers, Majeski, Kohn & Bentley.

26   This Court, having considered the papers submitted and the oral arguments of counsel,

27 and good cause appearing:

28   Defendants' motion for an order dismissing the complaint as against them without leave to

RC1/5112263.1/MY2   - 1 -   ORDER GRANTING MOTION TO DISMISS
                                                                      C08-01552-EMC

Ropers Majeski Kohn & Bentley
A Professional Corporation
San Francisco

1   amend is hereby GRANTED.

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3   Dated: _____, 2008

4   UNITED STATES DISTRICT COURT
                                                         JUDGE

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RC1/5112263.1/MY2   - 2 -   ORDER GRANTING MOTION TO DISMISS
                                                                      C08-01552-EMC